

PTO/SB/97 (08-00)

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Serial No.: 09/879,258

File Date: June 12, 2001

Docket No.: AM100186-00

Attorney: C.F. Costello

Applicant: Waldemar Pfengle

Title: Fungicidal Triazolopyrimid-7-ylideneamines

The U.S. Patent Office acknowledges receipt of the documents below for the above-identified patent application:

- a. Petition And Declaration Under 37 CFR 1.47 with Exhibits 1 through 8
- b. Response and Notice To File Missing Parts of Nonprovisional Application
- c. Petition For Three Month Extension of Time
- d. Fee Transmittal For 2002

Total number of pages, including Certificate of Transmission Cover Sheet: 24

Docket No: AM100186-00
Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: **Waldemar Pfrengle**
Serial No.: **09/879,258** Attention **Initial Patent**
Filed: **June 12, 2001** **Examination Division**
For: **Fungicidal Triazolopyrimid-7-ylideneamines**

Assistant Commissioner for Patents
Washington, DC 20231

January 10, 2002

Sir:

NOTICE TO FILE MISSING PARTS

Please charge deposit account 02-1197 for any fees associated with entering the declaration attached.

Responsive to a Notice To File Missing Parts mailed August 10, 2001, here is a Petition And Declaration Under 37 CFR 1.47, and a copy of the PTO notice.

If the Initial Patent Examination Division has any questions, a telephone contact to the applicant's attorney is respectfully requested.

Respectfully submitted,



Charles F. Costello

BASF Corporation
Intellectual Property Department
3000 Continental Drive - North
Mount Olive, New Jersey 07828-1234
Tel. No. (609) 716-3273

~~~~~  
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Jan 10 2002  
Date

Delia Coughlin  
Delia Coughlin



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
WWW.USPTO.GOV

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/879,258         | 06/12/2001          | Waldemar Pfrengle     | AM100186-00            |

Intellectual Property Department  
BASF Corporation  
3000 Continental Drive-North  
Mount Olive, NJ 07828-1234

CONFIRMATION NO. 4853

## FORMALITIES LETTER



\*OC00000006411200\*

Date Mailed: 08/10/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

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*A copy of this notice **MUST** be returned with the reply.*

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PART 2 - COPY TO BE RETURNED WITH RESPONSE

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Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision

## Complete if Known

Application Number **09/879,258**  
Filing Date **June 12, 2001**  
First Named Inventor **Waldemar Pfengle**  
Examiner Name **TBA**  
Group Art Unit **TBA**  
Attorney Docket No. **AM100186-00**

TOTAL AMOUNT OF PAYMENT **(S) 1,050.00**

## METHOD OF PAYMENT

1. ☒

The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit  
Account  
Number  
**02-1197**  
Deposit  
Account  
Number  
**BASF Corporation**

☒ Charge Any Additional Fee Required  
Under 37 CFR 1.16 and 1.17  
☐ Applicant claims small entity status.  
See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit Card ☐ Money Order ☐ Other

## FEE CALCULATION

### 1. BASIC FILING FEE

| Large<br>Fee Code | Entity<br>Fee<br>(\$) | Small<br>Fee<br>Code | Entity<br>Fee<br>(\$) | Fee Description        | Fee<br>Paid |
|-------------------|-----------------------|----------------------|-----------------------|------------------------|-------------|
| 101               | 740                   | 201                  | 370                   | Utility filing fee     |             |
| 106               | 330                   | 206                  | 165                   | Design filing fee      |             |
| 107               | 510                   | 207                  | 255                   | Plant filing fee       |             |
| 108               | 740                   | 208                  | 370                   | Reissue filing fee     |             |
| 114               | 160                   | 214                  | 80                    | Provisional filing fee |             |
| SUBTOTAL (1)      |                       |                      |                       |                        | (S)         |

### 2. EXTRA CLAIM FEES

| Total<br>Claims                             | Extra<br>Claims          | Fee<br>from below        | Fee<br>Paid              |
|---------------------------------------------|--------------------------|--------------------------|--------------------------|
| <input type="checkbox"/> -20**a             | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| <input type="checkbox"/> -3**b              | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| <input type="checkbox"/> Multiple Dependent | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

| Large<br>Fee<br>Code | Entity<br>Fee<br>(\$) | Small<br>Fee<br>Code | Entity<br>Fee<br>(\$) | Fee Description                                         |
|----------------------|-----------------------|----------------------|-----------------------|---------------------------------------------------------|
| 103                  | 18                    | 203                  | 9                     | Claims in excess of 20                                  |
| 102                  | 84                    | 202                  | 42                    | Independent claims in excess of 3                       |
| 104                  | 280                   | 204                  | 140                   | Multiple dependent claims, if not paid                  |
| 109                  | 84                    | 209                  | 42                    | **Reissue independent claims over original patent       |
| 110                  | 18                    | 210                  | 9                     | **Reissue claims in excess of 20 & over original patent |
| SUBTOTAL (2)         |                       |                      |                       |                                                         |

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

| Fee<br>Code | Large<br>Entity<br>Fee (\$) | Fee<br>Code | Small<br>Entity<br>Fee (\$) | Fee Description                                                            | Fee Paid |
|-------------|-----------------------------|-------------|-----------------------------|----------------------------------------------------------------------------|----------|
| 105         | 130                         | 205         | 65                          | Surcharge - late filing fee or oath                                        |          |
| 127         | 50                          | 227         | 25                          | Surcharge-late provisional filing fee or cover sheet                       |          |
| 139         | 130                         | 139         | 130                         | Non-English Specification                                                  |          |
| 147         | 2,520                       | 147         | 2,520                       | For filing a request for <i>ex parte</i> reexamination                     |          |
| 112         | 920*                        | 112         | 920*                        | Requesting publication of SIR prior to Examiner Action                     |          |
| 113         | 1,840*                      | 113         | 1,840*                      | Requesting publication of SIR after Examiner Action                        |          |
| 115         | 110                         | 215         | 55                          | Extension for reply within first month                                     |          |
| 116         | 400                         | 216         | 200                         | Extension for reply within second month                                    |          |
| 117         | 920                         | 217         | 460                         | Extension for reply within third month                                     |          |
| 118         | 1,440                       | 218         | 720                         | Extension for reply within fourth month                                    | \$920.00 |
| 128         | 1,960                       | 228         | 980                         | Extension for reply within fifth month                                     |          |
| 119         | 320                         | 219         | 160                         | Notice of Appeal                                                           |          |
| 120         | 320                         | 220         | 160                         | Filing a brief in support of an appeal                                     |          |
| 121         | 280                         | 221         | 140                         | Request for oral hearing                                                   |          |
| 138         | 1,510                       | 138         | 1,510                       | Petition to institute a public use proceeding                              |          |
| 140         | 110                         | 240         | 55                          | Petition to revive- unavoidable                                            |          |
| 141         | 1,280                       | 241         | 640                         | Petition to revive- unintentional                                          |          |
| 142         | 1,280                       | 242         | 640                         | Utility issue fee (or reissue)                                             |          |
| 143         | 460                         | 243         | 230                         | Design issue fee                                                           |          |
| 144         | 620                         | 244         | 310                         | Plant issue fee                                                            |          |
| 122         | 130                         | 122         | 130                         | Petitions to the Commissioner                                              | \$130.00 |
| 195         | 300                         | 195         | 300                         | Publication Fee                                                            |          |
| 126         | 180                         | 126         | 180                         | Submission of Information Disclosure Stmt                                  |          |
| 581         | 40                          | 581         | 40                          | Recording each patent assignment per property (times number of properties) |          |
| 146         | 740                         | 246         | 370                         | Filing a submission after final rejection (37 CFR § 1.129(a))              |          |
| 149         | 740                         | 249         | 370                         | For each additional invention to be examined (37 CFR § 1.129(b))           |          |
| 179         | 740                         | 279         | 370                         | Request for Continued Examination (RCE)                                    |          |
| 169         | 900                         | 169         | 900                         | Request for expedited examination of a design application                  |          |

Other fee (specify):

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (S) 1,050.00

## SUBMITTED BY

|                   |                     |                                      |                         |                          |           |
|-------------------|---------------------|--------------------------------------|-------------------------|--------------------------|-----------|
| Name (Print/Type) | Charles F. Costello | Registration No.<br>(Attorney/Agent) | 27,324                  | Complete (if applicable) | Telephone |
| Signature         | <i>C. Costello</i>  | Date:                                | <i>January 10, 2002</i> |                          |           |

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Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, D.C. 20231.

\*\* TOTAL PAGE.25 \*\*